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THE LAW OFFICES OF
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ANDREW D. FORTNEY, PH.D.

ALEC B. PLUMB*

*REGISTERED PATENT AGENT

ATTN: **MAIL STOP AMENDMENT**

COMPANY: **COMMISSIONER FOR PATENTS / P.O. Box 1450, ALEXANDRIA VA 22313-1450**

FAX: **1 (571) 273-8300**

DATE: **6-26-2006** TIME: **12:45 PM**

WITH CONFIRMATION
 WITHOUT CONFIRMATION

RE: **APPLICATION NO. 10/712,740**
FILED: **11-13-2003**

I hereby certify that this document and all documents listed below are being transmitted via facsimile to Commissioner for Patents, fax no. (571) 273-8300, on June 26, 2006.

By: 
Amanda S. Tout

SUBMITTED HEREWITH FOR THE ABOVE-CAPTIONED APPLICATION:

- Transmittal Form
- Fee Transmittal Form
- Credit Card Payment Form
- Information Disclosure Statement (2 Pgs.)
- Form PTO/SB/08A
- Form PTO/SB/08B
- Cited References (2)

Respectfully submitted,


Andrew D. Fortney, Ph.D.; Reg. No. 34,600

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PTO/SB/21 (05-04)

Approved for use through 07/31/2008. OMB 0651-0031

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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/712,740
Filing Date	11-13-2003
First Named Inventor	In Kyu CHUN
Art Unit	2823
Examiner Name	Malsawma, Lalrinfamkim H.
Attorney Docket Number	PIA30957/D8E/US

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17

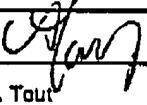
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit(s)/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <ul style="list-style-type: none"> • Fax Transmittal Cover Sheet • Credit Card Payment Form • Form PTO/SB/08A • Form PTO/SB/08B • Cited References (2)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	The Law Offices of Andrew D. Fortney, Ph.D., P.C.		
Signature			
Printed name	Andrew D. Fortney, Ph.D., P.C.		
Date	6-26-2006	Reg. No.	34,600

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	
Typed or printed name	Amanda S. Tout
Date	6-26-2006

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 33 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04v2)

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Effective on 12/08/2004,
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2005 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$)

180

Complete If Known

Application Number	10712,740
Filing Date	11-13-2003
First Named Inventor	In Kyu CHUN
Examiner Name	Malsawma, Lalinfamkum H.
Art Unit	2823
Attorney Docket No.	PIA30957/DBE/US

RECEIVED**JUN 26 2006****METHOD OF PAYMENT** (check all that apply) Check Credit Card Money Order None Other (please identify): _____ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

 Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments

Under 37 CFR 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEES CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee Paid (\$)
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Small Entity**Fee (\$)****Fee (\$)****Fee (\$)****Fee (\$)**

Each independent claim over 3 (including Reissues)

Multiple Dependent Claims**Fee (\$)****Fee Paid (\$)****Fee (\$)**

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 or MP =	0	x	0

HP = highest number of total claims paid for, if greater than 20,

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	0	x	0

HP = highest number of independent claims paid for, if greater than 3,

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(u)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	0	0

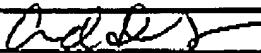
4. OTHER FEE(S)

Non-English Specification. \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Submission of IDS Fee Under 37 CFR 1.17(d)**Fee Paid (\$)**

0

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	34,600	Telephone
Name (Print/Type)	Andrew D. Fortney, Ph.D., P.C.			Date 6-26-2006

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Atty. Docket No. PIA30957/DBE/US

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :

In Kyu CHUN : GROUP ART UNIT: 2823

APPLICATION NO: 10/712,740 :

FILED: 11-13-2003 EXAMINER: Malsawma, Lalrinfamkim H.

FOR: Method for Forming a Contact Using a Dual Damascene Process in Semiconductor Fabrication

I hereby certify that this document is being facsimile transmitted to the USPTO or deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 26, 2006.

By: Amanda S. Taut
Amanda S. Taut

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.56 AND 1.97-98

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents listed on the attached form(s) for the Examiner's consideration. One copy of each of the listed documents, other than any U.S. patents, U.S. patent publications and/or pending U.S. applications, is submitted herewith.

This Information Disclosure Statement is being filed:

- concurrently with the application, within three months of the filing date of the application, or before the mailing date of a First Office Action on the merits;
- before the mailing of a First Office Action after the filing of a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114; or
- more than three months from the filing date of this application or after the mailing date of the first Office Action on the merits, but before the mailing date of the first to occur of either: (1) a final action under 37 C.F.R. § 1.113; (2) a Notice of Allowance under 37 C.F.R. § 1.311; or (3) an action that otherwise closes prosecution in the application.

06/27/2006 MBINAS 00000031 10712740

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Atty. Docket No. PIA30957/DBE/US
Application No: 10/712,740

Therefore:

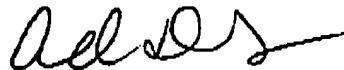
- No Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.
- The fee under 37 C.F.R. § 1.17(p) accompanies this submission.

Statement under 37 C.F.R. § 1.97(e) (if applicable):

- Each item of information in the accompanying list(s) was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
- No item of information in the accompanying list(s) was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained herein was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Nothing in this Information Disclosure Statement or its submission shall be construed as an admission against interest in any manner, including as an admission or representation regarding: (i) the completeness of the list of information, (ii) the status of any listed information or document as prior art, (iii) any search that may or may not have been made, (iv) the pertinence or relevance of any listed information to this application, (v) the possible or actual materiality of the listed information to the patentability of the claims of this application, or (vi) the existence or nonexistence of other (potentially) material information. Applicant does not waive any right to take any action that would appropriate to antedate or otherwise remove any listed information or document as a competent or available reference against the claims of the present application.

Respectfully submitted,



Andrew D. Fortney, Ph.D.
Reg. No. 34,600

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Substitute for form 1449/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Application Number	10/712,740
		Filing Date	11-13-2003
		First Named Inventor	In Kyu CHUN
		Art Unit	2823
		Examiner Name	Malsawma, Lalrinfamkum H.
Sheet	1	of	2
		Attorney Docket Number	PIA30857/DRE/US

FOREIGN PATENT DOCUMENTS				
Examiner Initials*	File No.*	Foreign Patent Document Country Code* Number** Kind Code* (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
AA	JP 2001-176877		06-29-2001	SHARP CORP.

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 808. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant. *Applicant's unique citation designation number (optional). *See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. *Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). *For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. *Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. *Applicant is to place a check mark here if English language Translation is attached.

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a collection of information, which contains a valid DMB serial number.

<p>Substitute for Form 1449/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>(Use as many sheets as necessary)</p>				Complete If Known	
				Application Number	10/712,740
				Filing Date	11-13-2003
				First Named Inventor	In Kyu CHUN
				Art Unit	2823
				Examiner Name	Malsawma, Lairinfamikim H.
Sheet	2	of	2	Attorney Docket Number	PIA30957/DBE/US

NON-PATENT LITERATURE DOCUMENTS

Examiner Signature		Date Considered	
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***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 600. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.90. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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